

HIGH COURT OF CHHATTISGARH AT BILASPURW.P. No. 397 of 2000

Petitioner	Arun Kumar Soni, Late Shri Suraj Prasad Soni, aged about 26 years, R/o Village- Bandna, Tahsil- Sitapur, District- Sarguja (C.G.).
Versus	
Respondents	1. The State of Madhya Pradesh through Secretary, School Education Department, Vallabh Bhawan, Bhopal (M.P.) 2. Janpad Panchayat, Mainpat, District- Sarguja (C.G.) 3. Gram Panchayat, Bandna, Tahsil- Sitapur, District- Sarguja (C.G.) 4. The Assistant District Inspector of Schools, Mainpat, District- Sarguja (C.G.)

Single Bench: Hon'ble Mr. Justice **Satish K. Agnihotri.**

Shri K. A. Ansari, Senior Advocate with Shri N. P. Kela, Advocate for the petitioner.

Shri Pankaj Shrivastava, Panel lawyer for the Respondents No. 1 and 4.

None for the Respondents No. 2 and 3.

ORAL ORDER(23rd January, 2006)

The following order of the Court was passed by **Satish K. Agnihotri, J.**

1. Pursuant to the notification dated 13.6.1997 (Annexure P/1), the petitioner made an application for appointment on the post of Shiksha Karmi Grade-III against one vacancy available in Primary School Banda, District- Surguaj. The petitioner was selected, however, the appointment order was not issued. The petitioner was informed by letter dated 22.9.1998 (Annexure P/7) issued by the Respondent No.2 that the appointment order could not be issued to the petitioner, because no vacancy of

Shiksha Karmi was available in the Primary School, Bandna. This letter was issued on the basis of the report dated 5.7.1998, submitted by the Assistant District Education Inspector, Mainpat.

2. Shri K. A. Ansari, learned Senior counsel appearing for the petitioner submits that the vacancy was and is still available at Primary School, Bandna.
3. Shri Pankaj Shrivastava, learned Panel lawyer appearing for the Respondents No. 1 and 4 submits that the availability of the vacancy is disputed.
4. Be that as it may, the petitioner is granted an opportunity to make a representation before the concerned authority for consideration of his case for appointment, if there is any vacancy, in accordance with law. If any representation is made, the concerned authority is directed to consider and decide the representation in accordance with law within a period of four weeks from the date of receipt of the representation.
5. For the reasons stated above, this petition stands disposed of.
No costs.

Sd/-
Satish K. Agnihotri
Judge

Thakur